

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION**

SD WHEEL CORP,

Plaintiff,

v.

Case No.: 1:21-cv-00778-WCG

LOGFRET, INC.,

Defendant.

**DEFENDANT'S MOTION TO DISMISS COUNT VI
OF PLAINTIFF'S COMPLAINT**

NOW COMES Defendant, LOGFRET, INC. ("Logfret"), by its undersigned counsel, Foran Glennon Palandech Ponzi & Rudloff, PC, and pursuant to Fed. R. Civ. P. 12(b)(6) moves this Court enter an order dismissing Count Six (Breach of Fiduciary Duty) of Plaintiff's Complaint for failure to state a claim on which relief may be granted. In support of this motion Defendant has contemporaneously submitted its Memorandum In Support of Defendant's Motion to Dismiss Count VI of Plaintiff's Complaint.

Dated: August 13, 2021

/s/ Matthew R. Carlyon

Michael L. Foran

Matthew R. Carlyon (Admitted *Pro Hac Vice*)

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above document was filed electronically with the above-captioned court, with notice of case activity to be generated and sent electronically by the Clerk of said court to the attorney listed below (with a copy to be mailed to any individuals who do not receive electronic notice from the Clerk) this 13th day of August, 2021.

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/s/ Matthew R. Carlyon _____

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